

App. F. IX-4

Previous References

CB. 33-31-1-3
(conf. with 12-9-31)

1931.

C. B.

File No. 33-31

Serial Nos. 4 & 5

Later References

CB. 33-31-6, 7

General and Revenue Secretariat.

Serial Nos. 2,

Part B for Jan 1932

SUBJECT.

Recalling of Mr. G. Sumirasa Iyer from leave, from
the 11th January 1932

CONFIDENTIAL.



BANGALORE

Dated 13th December '31

For over -

~~Deewan~~
Deewan.

RR
14/12/31

DEWAN
17 DEC. 1931

Dear Mr. Ranga Rao,

There are at present six criminal appeals.

noted in the margin, pending in the High Court, in

which Government have preferred

1. Crl. Appeal No.30 of 30-31.
2. Crl. Appeal No.41 of 30-31.
3. Crl. Appeal No.45 of 30-31.
4. Crl. Appeal No.50 of 30-31.
5. Crl. Appeal No.51 of 30-31.
6. Crl. Appeal No.2 of 30-31.

appeals against judgments of

acquittal passed by the Sessions

Judge of Mysore and certain

Magistrates. According to the rules of the High Court

such appeals have to be heard and disposed of by a

Bench of two Judges. Neither of my colleagues is free

to sit and take part with me in the disposal of these

appeals. Mr. Justice Mahadevayya as Legal Remembrancer

and Mr. Justice Ramachandra Rao as Government Advocate

seem to have expressed their opinions in favour of these

appeals being preferred to the High Court. In the

circumstances, it has become imperative that another

Judge should be appointed to hear these appeals with me.

Mr. Justice Srinivasa Iyer is now on leave preparatory

to retirement, and I would suggest recalling him from

leave for taking part with me in the hearing and dis-

posal of these appeals. I do not think that these

appeals will occupy more than ten days. Government

may allow Mr. Justice Srinivasa Iyer, if necessary,

privilege leave for as many days as he may be called

upon now to work after the 14th of February 1932, the

date on which his retirement will take effect.

If Government agree with me, I shall write

to Mr. Justice Srinivasa Iyer and obtain his consent

before making the necessary arrangements for carrying

I think the
recommendation
of the Chief
Justice may
be accepted
The case may
be sub to
be permanent
Deewan.

15/12/31

RR
15/12/31

Sub for over
Deewan
16/12/31

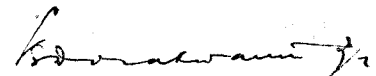
(3) 2 agree

RR
15/12/31

RR
17/12/31

on the work from the 4th of January 1932. In that case, it may become necessary to issue another Notification appointing Mr. Ramachandra Rao as a fourth Judge, temporarily during the period Mr. Srinivasa Iyer will be recalled for duty, as Mr. Ramachandra Rao is now appointed a Judge, in the place of Mr. Srinivasa Iyer. To obviate all this I would have suggested the appointment of Mr. A. Srinivasaragavachari as a temporary additional Judge during this short period. but it looked to me that it would be awkward to appoint a junior Judge to sit in judgment over the decision of his senior Mr. Shankaranarayana Rao

Yours Sincerely



R. Ranga Rao, Esq., B.A., B.L.,
Chief Secretary to Government,
Bangalore.

C/180812
File No. 33

of 1931.

Serial
No.

Recalling from leave, of Mr G. Srinivasa Iyer

① Submitted with a draft

C/180812
17/12/31

Issue

nu
18/12/31

Letter no 2704 Dated 18.12.1931

To the Chief Justice.

States that Govt have approved of his suggestion to recall Mr G. Srinivasa Iyer from leave for a few days for disposal of certain Criminal Appeals -

Do. Letter no Dated 20.12.1931

From the Chief Justice.

States that Mr G. Srinivasa Iyer is agreeable to the course suggested by him and that formal orders may be issued giving effect to the proposal from 4.1.1932

Drafts submd.

(In his letter d. 13th Dec. 31)C/180812
22/12/31

The Chief Justice suggested that Mr Srinivasa Iyer be given after 14.2.32 ~~an~~ such an equal amount of "privilege leave"

~~The~~ He has already fully availed himself of all privilege leave on full pay at credit & is on ~~vacation~~ on full pay. There is no difference in his emolument ~~in either case~~ whether the leave be privilege leave or

leave on full salary ~~to be~~. In the draft it is
merely stated that he will be permitted to avail
of himself of the balance of the 6 months leave)

22/12/31

DEWAN'S OFFICE
4517
23 DEC. 1931

Draft N.O. for approval
If approved, the papers will be
circulated to Members of Council and
sent to H. H. after issue of orders

4910
22/12

Deputy
Through Jui Secy.

mu

22/12/31

h
22/12

mu

23-12-26

To
The compiler Mysore Gazette
2745/co 33-31-4 of 23-12-31

Notifies the recalling of Mr. G. Simirasa to
duty for a period of 10 days or until further orders, from
4-1-32.

To
The Chief Justice

2748 of 23-12-31

Forwards a copy of notification of 23-12-31

..... 7 1931-2

GENERAL AND REVENUE SECRETARIAT

Council Matter.

Subject.

Proposal to recall Mr. G. Srinivasa Iyer, Judge, High Court from leave temporarily, for disposing of certain Criminal Appeals and consequential arrangements.

Circulated to the Members of Council.

By Order,

N. M. Rao

Chief Secretary to Government.

24th December 1931

First Member of Council. (Seen)

Second Member of Council. *ku*
24/12 *26/12/31*

~~Third Member of Council.~~

Submitted to His Highness.

I submit herewith, for His Highness's gracious perusal, a letter dated 13th December 1931 from the Chief Justice bringing to notice that there are at present certain Criminal Appeals pending in the High Court which have to be heard by a Bench of two Judges and that neither Mr. Justice Mahadevayya nor Mr. Justice Ramachandra Rao could dispose of these cases as they have, in other capacities, expressed their opinions in respect of them. It has become therefore necessary to appoint another Judge temporarily to hear these appeals along with the Chief Justice.

The Chief Justice has recommended that Mr. Justice Srinivasa Iyer, who is on leave preparatory to retirement, might be recalled from leave for a period of about ten days from the 4th January 1932 to hear and dispose of these appeals and that the date of the termination of his leave may be extended by an equivalent period, so that he may have the full benefit of the leave already sanctioned to him. During the period Mr. Srinivasa Iyer is recalled to duty, Mr. M. Ramachandra Rao who is now "acting" as Judge in place of Mr. Srinivasa Iyer, will have to be treated as "Fourth Judge" temporarily.

The above proposal has been concurred in by the Members of Council and in view of the urgency of the matter, orders have been issued sanctioning the same. I beg that the action taken may be graciously approved.

Mirza M. Ismail
Dewan.

Bangalore,)
29th Decr. 1931.)

B (margin)
& page 3 of
office Notes
C

Record of Cases submitted for the Orders
of His Highness the Maharaja.

Subject.



Arrangements made to hear certain
criminal appeals pending in the High Court.

Order.

~~KRW~~

2 / 1 / 32

C. Day

Mm

6-1-32

nu
6/1/32

Arrangements made
to hear certain criminal
appeals pending in the
High Court

31. All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness' orders before/after issue of orders. *

(Vide Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

N. M. D. S. B.

Chief Secretary to Government.

Through the Secretary to Government,

.....Department.

FIRST MEMBER OF COUNCIL. (on leave)

SECOND MEMBER OF COUNCIL.

by
7.1.32

THIRD MEMBER OF COUNCIL.

C. B.
new

7/1/32

5438
7/1

1659

General and Revenue
Secretariat

[App. F. III—2]

(13) File No.

of 193 .

Serial
No.

From the Chief Justice High Court

D.O. Letter No. 30-12-31.

States that he is taking casual leave for five days from Monday 6th to Friday 8th January 32 & requests that a fresh notification recalling Mr. G. Srinivasa Iyer to duty with effect from 11th January 1932 instead of the 4th January 1932 (Himself & Mr. Srinivasa Iyer) as the Special Bench will commence sitting from that date.

The main file has ^{been} submitted with a D. S. N.

Draft Notification Subd

by
31/12/31

Dewan)

Recd

31/12/31

hm

31-12-31

Issue and send a copy to Mr. G. Srinivasa Iyer also.

recd

2/1/32

R. Gov. 1149

4/1/32

Draft - approved.

R.W.
4/1For perusal
before the
4/1

File (ccy)

4/1/32

Issue 2/1/32

Communicated

NOTE—Contn. Sheet.

DEWANS OFFICE
601.
31 DEC 1931

5

To

The Compiler Mysore Gazette

2818 of 2-1-32

Notifies the recalling to duty, of Mr G. Simirasa Seyer
from 11th January 1932 instead of from 4-1-32.

To

The Chief Justice

2821 of 2.1.32

Forwards a copy of the Mⁿ of 2.1.32.

To

Mr. G. Simirasa Seyer

2825 of 2.1.32

Forwards a copy of Mⁿ of 2.1.32.

18th December 1931.

CONFIDENTIAL.

2704
S 33-87-

Dear Mr. Doraswamy Iyer,

With reference to your letter dated the 13th December 1931 to the address of Mr. R. Ranga Rao, I am desired to state that Government approve of your suggestion to recall Mr. G. Srinivasa Iyer from leave for a few days for the disposal of certain Criminal Appeals and to make certain other consequential arrangements.

Formal orders will issue in the matter on hearing from you as to whether Mr. G. Srinivasa Iyer is agreeable to the course suggested, and the date from which and the exact period for which the arrangements are to be given effect to.

Yours sincerely,

mu

Rajadharmapravina
C.S. Doraswamy Iyer, Esq., B.A., B.L.,
Chief Justice, High Court of Mysore,
Bangalore.

Fair draft

Confidential

2204/C.B. 33-31

27/18/1431

Dear Mr. Doraswamy Iyer,

With reference to your letter dated the 13th December 1931 to the address of Mr. R. Ranga Rao, I am desirous to state that Government approve of your suggestion to recall Mr. G. Srinivasa Iyer from leave for a few days to ^{for} facilitate the disposal of certain Criminal Appeals and ^{to make certain} ~~the~~ other consequential arrangements ~~proposed by you.~~

Formal orders will issue in the matter on hearing from you as to whether Mr. G. Srinivasa Iyer is agreeable to the course suggested, and the date from which and the exact period for which the arrangements are to be given effect to.

Yours sincerely,

Recy

Rajadharma Pravina
C.S. Doraswamy Iyer, Esq., B.A., B.L.,
Chief Justice, High Court of Mysore,
Bangalore.

Go

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

C B 1578



BANGALORE

Dated 20th Decr. 1931.

CONFIDENTIAL.

Dear Mr. Madhava Rao,

With reference to your confidential D.O. letter No.2704/C.B. 33-31 of the 18th instant, I have ascertained from Mr. Srinivasa Iyer that he is agreeable to the course suggested by me. You may therefore issue formal orders recalling him for duty for a period of ten days or until further orders to be on the safe side. I do not think the cases will occupy more than ten days, including the time required for writing judgments. Effect may be given from the 4th of January 1932.

Yours Sincerely

A handwritten signature in dark ink, appearing to be "G. R. S. III-3", written in a cursive style.

N. Madhava Rao, Esq., B.A., B.L.,

Chief Secretary to Government,

B a n g a l o r e.

225/ CB 33-31-4
NOTIFICATION.
----- 27/23/12/31

Mr. G. Srinivasa Iyer, B.A., M.L., Judge, High Court of Mysore on leave, is temporarily recalled to duty with effect from 4th January 1932, for a period of 10 days or until further orders, for disposing of certain Criminal Appeals pending before the High Court.

2. Mr. M. Ramachandra Rao, B.A., B.L., acting Judge, High Court of Mysore, will be fourth Judge of the High Court during the above period.

3. Mr. G. Srinivasa Iyer is also permitted to avail himself of the unutilised portion of the six months leave sanctioned in Government Notification No. 648/C.B. 33-31-2, dated 5th August 1931, from date of his relief on completion of the work referred to above.

By Order,

Mu

Chief Secretary.

Financial Secretary
has seen the file.

P. Sec. 1090

Sub-Header.

923/11/2 Communicate

24.12.31 Communicated

2746/C.B

27/23/12/31

To

The Compiler, Mysore Gazette.

Copy of the above is forwarded with compliments to the Comptroller to Government, through Financial Secretariat, with the intimation that the leave granted to Mr. Srinivasa Iyer has been allowed to extend beyond the

date of his superannuation to the extent to which it was curtailed by his recall to duty, and his retirement will take effect on the expiry of the leave.

Mr. M. Ramachandra Rao's appointment as Judge will be one in excess of the sanctioned cadre during the period Mr. G. Srinivasa Iyer is recalled to duty. When the latter proceeds on leave again, Mr. Ramachandra Rao will be treated as "acting" vice Mr. G. Srinivasa Iyer on leave and confirmed in the appointment from the date of retirement of Mr. Srinivasa Iyer as already ordered in G.O. No. 651/C.B. 33-31-3 dated 5th August 31.

By Order,

M. M.

Chief Secretary.

2747/C.B.

Encl 2743/14/31 Copy to Registrar H.C.

*vide letter
no 2747/C.B.
Encl 2743/14/31*

Copy to Chief Justice (with D.O.)

Cops to Prohm. Br — sent

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE SECRETARIAT.

Bangalore, dated... 23rd Dec... 1931.

No. 2745
C.B. 33-31-4

NOTIFICATION.

Mr. G. Srinivasa Iyer, B.A., M.L., Judge, High Court of Mysore on leave, is temporarily recalled to duty with effect from 4th January 1932, for a period of 10 days or until further orders, for disposing of certain Criminal Appeals pending before the High Court.

2. Mr. M. Ramachandra Rao, B.A., B.L., acting Judge, High Court of Mysore, will be fourth Judge of the High Court during the above period.

3. Mr. G. Srinivasa Iyer is also permitted to avail himself of the unutilised portion of the six months leave sanctioned in Government Notification No. 648/C.B. 33-31-2 dated 5th August 1931, from date of his return on completion of the work referred to above.

By Order,


Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in the Gazette.

2248/C.B
Lm

7/23/1931

Dear Mr. Dorasamy Iyer,

With reference to the correspondence ending with your D.O. letter dated 20th instant I am desired to enclose for your information, a copy of notification issued to-day about temporary recalling Mr. G. Srinivasa Iyer from leave and consequential arrangements.

Yours sincerely,

M

Chief Secretary.

23rd December 1931.

2748/C.B.
Encl

Dear Mr. Doraswamy Iyer,

With reference to the correspondence ending with your D. O. letter dated 20th instant I am desired to enclose for your information a copy of Notification issued to-day about temporarily recalling Mr. G. Srinivasa Iyer from leave and consequential arrangements.

Yours sincerely,

mu

To

Rajadharmapravina
C. S. Doraswamy Iyer, Esq., B.A., B.L.,
Chief Justice, High Court of Mysore.



D 1659

CS. BANGALORE

Dated 30th Decr. 1931.

My dear Mr. Madhava Rao,

Under medical advice I am taking five days casual leave, from Monday the 4th to Friday the 8th January 1932, (both days inclusive). Consequently, the special Bench (myself and G. Srinivasa Iyer J.) constituted to hear certain criminal appeals cannot sit from the 4th as originally intended. It will, however, commence its sittings from the 11th January and continue to sit until all the cases are over. Will you kindly cause a fresh notification to issue, recalling Mr. G. Srinivasa Iyer to duty with effect from the 11th January instead of the 4th January 1932 ?

Yours Sincerely

CB
Only your order

N. Madhava Rao, Esq., B.A., B.L.,
Chief Secretary to Government,
Bangalore.

2818 / C.B. 33-31-5
27/1/32

Notification.

In modification of paragraph 1 of Govt. Notfn. No. 2745/C.B. 33-31-4 dated 23rd Decr. 1931, Mr. G. Srinivasa Iyer, B.A., M.L., Judge, High Court of Mysore on leave, is temporarily recalled to duty with effect from the 11th January 1932 instead of the 4th January 32, for a period of 10 days or until further orders.

By order,

mu
Chief Secretary to Govt.

To

The Compiler, Mysore Gazette.

Copy with compliments to -

2819/C.B. 27/1/32 The Comptroller, tho' Finl. Sectt.

2820/C.B. 27/1/32 " Registrar, High Court,
Encl

" Protn. Br. — *Sent*

2841/C.B. 27/1/32 To the Chief Justice, with a covering D.O.
Encl

ky
31/12/31

2nd January 1932.

2857/C.B
Em

Dear Sir,

I am desired to enclose herewith for your information copy of a revised Notification issued to-day re-calling you from leave with effect from 11th January 1932, instead of from the 4th idem as previously notified.

Yours sincerely,

(sd) N. Madhava Rao.

G. Srinivasa Iyer, Esqr., B.A., M.L.,
Judge, High Court of Mysore (on leave).

Fain draft

No. 2818

C.B. 33-31-5

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat,

Dated, Bangalore, 2nd January.....1932.

NOTIFICATION.

In modification of paragraph 1 of Government Notification No. 2745/C.B. 33-31-4 dated 23rd December 1931, Mr.G.Srinivasa Iyer, B.A.,M.L., Judge, High Court of Mysore on leave, is temporarily recalled to duty with effect from the 11th January 1932, ~~for~~ instead of the 4th January 1932, for a period of 10 days or until further orders.

By Order,

nu

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in the Gazette

2nd January 1932.

284/C.B
Enl

Dear Mr. Doraswami Iyer,

With reference to your D.O. letter of the 30th ultimo, I enclose herein a copy of revised notification issued to-day recalling Mr.G.Srinivasa Iyer from leave from the 11th instant instead of from the 4th January.

Yours sincerely,

gm

Rajadharmapravina
C.S. Doraswami Iyer, Esq., B.A., B.L.,
Chief Justice, High Court of Mysore,
Bangalore.